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**UNITED STATES DISTRICT COURT  
DISTRICT OF NEVADA**

James Cobb, an individual,

Plaintiff,

v.

The United States of America, et al.,

Defendants.

Case No. 2:21-cv-00677-GMN-NJK

**Stipulation to Extend Deadlines  
(First Request)**

Pursuant to Local Rule 26-4 and Local Rule IA 6-1, the parties respectfully move for a 90-day extension of the remaining deadlines. This is the first request for an extension of time. This stipulation is filed more than 21 days before the next pending deadline in the Discovery Plan and Scheduling Order.

**A. Discovery completed to date**

The parties have provided Rule 26 disclosures and exchanged written discovery (including interrogatories, document productions), subpoenaed multiple third parties, and otherwise diligently moved forward in this matter.

**B. Remaining Discovery**

The parties anticipate depositions of fact witnesses and expert witnesses. The parties are still exchanging documents. The parties will disclose initial and rebuttal expert reports.

They will continue written discovery including subpoenas to third parties. They will continue to provide supplemental disclosures.

### **C. Reasons for Requested Extension**

The parties attempted to schedule the deposition of the Plaintiff in early December. However, due to scheduling conflicts, the parties canceled, and are currently rescheduling, his deposition. The parties anticipate that all party depositions will be completed by March 2022. Once percipient witness depositions are completed, the parties will take depositions of treating physicians before making initial expert disclosures. Given the rescheduling of depositions, the parties do not have sufficient time to complete the remaining depositions, obtain transcripts, and work with experts to review and incorporate the information into their respective disclosures before the current expert deadline.

Moreover, counsel for Defendant, AUSA Brian Irvin, will be transferring from the District of Nevada on December 23, 2021. The case has since been reassigned to another AUSA. Defendant requires additional time for the newly assigned attorney to review the file and get up to speed before proceeding with further discovery, including the taking of plaintiff's deposition.

Finally, the parties are seeking the 90-day extension because they anticipate difficulty scheduling depositions around the holidays, and they wish to allow sufficient time to complete the necessary discovery. The parties have and will continue to cooperate in conducting discovery and are seeking this extension in good faith and without purpose of delay.

### **D. Proposed revised discovery schedule**

	Current due date	Proposed due date
Add/Amend Parties	December 22, 2021	<b>March 22, 2022</b>
Expert Disclosures	January 21, 2022	<b>April 21, 2022</b>
Rebuttal Expert Disclosures	February 21, 2022	<b>May 23, 2022</b>

Discovery Cut-Off	March 22, 2022	<b>June 22, 2022</b>
Dispositive Motions	April 21, 2022	<b>July 22, 2022</b>
Pre-Trial Order	May 21, 2022	<b>August 22, 2022</b>

Respectfully submitted this 17th day of December 2021.

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THE PAUL POWELL LAW FIRM

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The Court will grant this stipulation for extension. Given the extended discovery period already allowed and the thinness of the showing made herein for a 90-day extension, the Court is not inclined to grant further extensions.

**IT IS SO ORDERED.**

  
UNITED STATES MAGISTRATE JUDGE

**DATED:** December 20, 2021